

RULE 1200

General

(A) Purpose.

- (1) The purpose of Regulation XII is to implement the operating permit requirements of Title V of the Federal Clean Air Act (42 U.S.C. §§7661-7661f). This rule is also intended to comply with the requirements promulgated by the USEPA and set forth in 40 C.F.R. Part 70.
- (2) Nothing in this regulation shall be interpreted to relieve a person from obtaining permits required under applicable Federal law or regulation, State law or regulation, or other District Rules or Regulations.

(B) Applicability.

- (1) The provisions of this regulation shall apply to:
 - (a) Any Major Facility; and
 - (b) Any Major Facility which is subject to a standard, limitation or other requirement under 42 U.S.C. §7411, Standards of Performance for New Stationary Sources (Federal Clean Air Act §111); or any Facility subject to a regulation promulgated pursuant to that section, published after July 21, 1992 that the USEPA does not exempt from the requirements of Title V of the Federal Clean Air Act (42 U.S.C. §§7661-7661f); and
 - (c) Any Major Facility which is subject to a standard or other requirement under 42 U.S.C. §7412, Hazardous Air Pollutants (Federal Clean Air Act §112); or any Facility subject to a regulation promulgated pursuant to that section, published after July 21, 1992 that the USEPA does not exempt from the requirements of Title V of the Federal Clean Air Act (42 U.S.C. §§7661-7661f); and
 - (d) Any Acid Rain Facility; and
 - (e) Any Solid Waste Incineration Unit subject to a performance standard promulgated pursuant to 42 U.S.C. §7429, Solid Waste Combustion (Federal Clean Air Act §129); and
 - (f) Any source in a category as designated by the USEPA pursuant to 40 C.F.R. §70.3(a)(5).

(C) Exemptions.

- (1) The provisions of this regulation shall not apply to:
 - (a) Any facility that would be required to obtain a permit solely because it is subject to:
 - (i) Standards of Performance for New Residential Wood Heaters pursuant to 40 CFR 60, subpart AAA.
 - (ii) National Emissions Standard for Hazardous Air Pollutants for Asbestos pursuant to 40 CFR 61, subpart M, section 61.145, Standard for Demolition and Renovation.
 - (iii) The requirements of 42 U.S.C. §7412(r), Prevention of Accidental Releases (Federal Clean Air Act §112(r)).
 - (b) Any Facility that is not a Major Facility due to compliance with Federally Enforceable emission limitations which limit the Potential to Emit for such Facility and which is not otherwise subject to this regulation.

(D) Effective Date.

- (1) The requirements of this regulation shall become effective on the date of approval, including but not limited to any interim approval pursuant to the provisions of 40 CFR 70.4(d), by the USEPA.

[Program Approval: Interim Approval 2/5/96, 61 FR 4217]